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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

PETER TIEMANN,)	Case No.: 2:24-cv-01935-JAM-JDP
)	
Plaintiffs,)	STIPULATION AND ORDER TO
)	REMAND ACTION
vs.)	
)	
COUNTY OF EL DORADO,)	
)	
Defendant.)	

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1 PETER TIEMANN (“Plaintiff”) and COUNTY OF EL DORADO
2 (“DEFENDANT”) stipulate as follows:

3 1. On or about April 12, 2024, Plaintiff commenced an action in the Superior
4 Court of the State of California in and for the County of El Dorado entitled PETER TIEMANN,
5 Plaintiffs, v. COUNTY OF EL DORADO; CITY OF PLACERVILLE, and DOES 1 through 100,
6 inclusive, Defendants, as case number 24CV0759.

7 2. Defendants were served on or about June 14, 2024.

8 3. On or about July 15, 2024, Defendants filed a notice of removal of the
9 Action pursuant to U.S.C. § 1441(a) with the United States District Court for the Eastern District
10 of California. Original jurisdiction was argued for by Defendants on the basis of 28 U.S.C. § 1331
11 (federal question), due to the Second Cause of Action of Plaintiff’s complaint alleging of violations
12 of 42 U.S.C. § 1983.

13 4. On August 1, 2024, the CITY OF PLACERVILLE was dismissed without
14 prejudice upon stipulation of the parties. ECF No. 8.

15 5. After some discussion, and agreement to dismiss the Second Cause of
16 Action (See ECF No. 22), the parties have agreed that the Action should be remanded to the El
17 Dorado County Superior Court as evidenced by the “STIPULATION AND ORDER TO DISMISS
18 THE SECOND CAUSE OF ACTION AND FILE STIPULATION TO REMAND CASE” filed
19 with this court on August 13, 2025.

20 6. Pursuant to the corresponding Order signed by this court on August 13,
21 2025, the Court granted the parties’ stipulation and dismissed “the Second Cause of Action, for
22 Violation of U.S. Code Section 1983, from the operative Complaint.” With the dismissal of the
23 Second Cause of Action, this Court no longer holds original jurisdiction over this matter as the
24 parties are California citizens and entities and there no longer exists a federal question.

25 7. Pursuant to the corresponding Order signed by this court on August 13,
26 2025, the court further ordered that, “The Parties shall file a Stipulation to Remand the Case to the
27 El Dorado County Superior Court on or before August 27, 2025.” To that end, the Parties hereby
28 stipulate that the Action be remanded to El Dorado County Superior Court.

1 8. The Parties further stipulate that each party shall bear its own attorneys'
2 Fees and costs with respect to the removal and subsequent remand of the Action pursuant to this
3 stipulation and order.

4
5 **SO STIPULATED.**

6
7 Dated: August 25, 2025

ANGELO, KILDAY & KILDUFF, LLP

8 */s/ Derick E. Konz*
9 *(as authorized on 08/25/2025)*

10 By: _____
11 DERICK E. KONZ
12 JACOB J. GRAHAM
13 Attorneys for Defendant COUNTY OF
14 EL DORADO

15 Dated: August 25, 2025

TIEMANN LAW FIRM

16 */s/ Peter B. Tiemann*

17 By: _____
18 PETER B. TIEMANN
19 JELENA TIEMANN
20 CARMEN D. OLMEDO
21 ANDREW LEDEZMA
22 Attorneys for Plaintiffs
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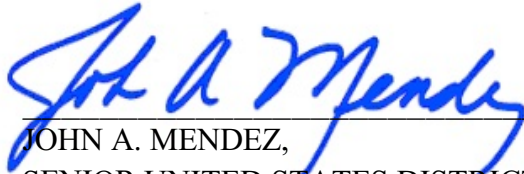
ORDER REMANDING CASE

On August 27, 2025, the Parties to the above-referenced action filed a Stipulation to Remand Removed Action. The Court having reviewed that stipulation and good cause appearing, orders as follows:

1. The Parties' stipulation is **APPROVED**;
2. Eastern District of California case number 2:24-cv-01935-JAM-JDP styled Tiemann v. County of El Dorado, is hereby **REMANDED** to El Dorado County Superior Court (state case number 24CV0759);
3. The Clerk of Court is **DIRECTED** to serve a certified copy of the order on the Clerk of the El Dorado County Superior Court; and
4. The Clerk of Court is **DIRECTED** to **TERMINATE** all pending motions, **VACATE** all dates, and **CLOSE** this case.

IT IS SO ORDERED.

August 28, 2025


JOHN A. MENDEZ,
SENIOR UNITED STATES DISTRICT JUDGE